

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF GEORGIA
AUGUSTA DIVISION

FILED
U.S. DISTRICT COURT
AUGUSTA DIV.

2007 FEB 15 A 10:35

CLERK *B. McCarty*
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BETTY J. BAILEY,

Plaintiff,

v.

CV 105-193

MICHAEL J. ASTRUE, Commissioner
of Social Security Administration,¹

Defendant.

ORDER

After a careful, *de novo* review of the file, the Court concurs with the Magistrate Judge's Report and Recommendation, to which objections have been filed. Accordingly, the Report and Recommendation of the Magistrate Judge is **ADOPTED** as the opinion of the Court. Therefore, pursuant to sentence four of 42 U.S.C. § 405(g), this case is **REMANDED** for further consideration by the Commissioner consistent with this opinion.

SO ORDERED this 14th day of February, 2007, at Augusta, Georgia.

[Signature]
UNITED STATES DISTRICT JUDGE

¹The Court takes judicial notice of the fact that on February 12, 2007, Michael J. Astrue was sworn in as the Commissioner of Social Security. Accordingly, pursuant to Fed. R. Civ. P. 25(d)(1), the Clerk is **DIRECTED** to substitute Michael J. Astrue as the Defendant in this case.